

AMENDED IN ASSEMBLY APRIL 8, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 1685

Introduced by Assembly Member Jeffries

January 26, 2010

~~An act to amend Section 1531.5 of the Code of Civil Procedure, relating to unclaimed property. An act to add Section 12420 to the Government Code, relating to unclaimed funds.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1685, as amended, Jeffries. ~~Unclaimed property. Controller: duties: unclaimed funds.~~

Existing law requires the Controller to establish and conduct a notification program designed to inform owners about the possible existence of unclaimed property held by the state.

~~This bill would make a technical, nonsubstantive change to this provision.~~

This bill would require the Controller to remit the unclaimed funds belonging to a county political party or a state or local governmental agency that are held by the Controller to the party or governmental agency without first being contacted.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 **SECTION 1.** *Section 12420 is added to the Government Code,*
2 *to read:*

1 12420. *The Controller shall remit any unclaimed funds*
2 *belonging to a county political party or a state or local*
3 *governmental agency that are held by the Controller to the party*
4 *or governmental agency without first being contacted by that party*
5 *or governmental agency.*

6 ~~SECTION 1. Section 1531.5 of the Code of Civil Procedure~~
7 ~~is amended to read:~~

8 ~~1531.5. (a) The Controller shall establish and conduct a~~
9 ~~notification program designed to inform owners about the possible~~
10 ~~existence of unclaimed property received pursuant to this chapter.~~

11 ~~(b) Any notice sent pursuant to this section shall not contain a~~
12 ~~photograph or likeness of an elected official.~~

13 ~~(c) (1) Notwithstanding any other law, upon the request of the~~
14 ~~Controller, a state or local governmental agency may furnish to~~
15 ~~the Controller from its records the address or other identification~~
16 ~~or location information that could reasonably be used to locate an~~
17 ~~owner of unclaimed property.~~

18 ~~(2) If the address or other identification or location information~~
19 ~~requested by the Controller is deemed confidential under any laws~~
20 ~~or regulations of this state, it shall nevertheless be furnished to the~~
21 ~~Controller. However, neither the Controller nor any officer, agent,~~
22 ~~or employee of the Controller shall use or disclose that information~~
23 ~~except as may be necessary in attempting to locate the owner of~~
24 ~~unclaimed property.~~

25 ~~(3) This subdivision shall not be construed to require disclosure~~
26 ~~of information in violation of federal law.~~

27 ~~(4) If a fee or charge is customarily made for the information~~
28 ~~requested by the Controller, the Controller shall pay the customary~~
29 ~~fee or charge.~~

30 ~~(d) Costs for administering this section shall be subject to the~~
31 ~~level of appropriation in the annual Budget Act.~~